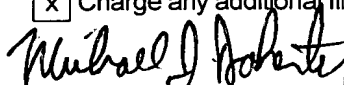
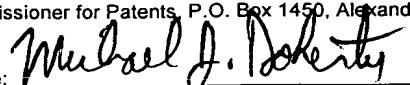


IFW

AMENDMENT TRANSMITTAL LETTER			Docket No. SPINE 3.0-446 CIP II CONT	
Application No. 10/725,297	Filing Date December 1, 2003	Examiner J. G. Blanco	Art Unit 3738	
Applicant(s): James D. Ralph, Stephen Tatar, and Joseph P. Errico				
Invention: INTERVERTEBRAL SPACER DEVICE HAVING A SLOTTED DOMED ARCH STRIP SPRING				
TO THE COMMISSIONER FOR PATENTS				
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.				
CLAIMS AS AMENDED				
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate
Total Claims	7	- 20 =		x
Independent Claims	2	- 3 =		x
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				
Other fee (please specify):				
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:				0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity				
<input checked="" type="checkbox"/> No additional fee is required for this amendment.				
<input type="checkbox"/> Please charge Deposit Account No. <u>12-1095</u> in the amount of \$ <u> </u> . A duplicate copy of this sheet is enclosed.				
<input type="checkbox"/> A check in the amount of \$ <u> </u> to cover the filing fee is enclosed.				
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.				
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>12-1095</u> as described below. A duplicate copy of this sheet is enclosed.				
<input checked="" type="checkbox"/> Credit any overpayment.				
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.				
		Dated: <u>November 11, 2004</u>		
Michael J. Doherty Attorney Reg. No.: 40,592				
LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090 (908) 518-6337				
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.				
Dated: November 11, 2004		Signature:  (Michael J. Doherty)		

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 11, 2004

Signature:

Michael J. Doherty
(Michael J. Doherty)

Docket No.:
SPINE 3.0-446 CIP II CONT
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ralph et al.

Application No.: 10/725,297

Filed: December 1, 2003

For: INTERVERTEBRAL SPACER DEVICE
HAVING A SLOTTED DOMED ARCH
STRIP SPRING (As Amended)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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: Group Art Unit: 3738
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: Examiner: Javier G.
Blanco
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AMENDMENT

Dear Sir:

The present Amendment is in response to the Office Action mailed May 21, 2004 in the above-identified application.